

**LOWER PLATTE NORTH NRD MINUTES
BOARD MEETING
July 10, 2017**

The regular monthly meeting of the Lower Platte North NRD Board of Directors was called to order at 6:00 p.m. at Lower Platte North NRD Office, Wahoo, NE on Monday, July 10, 2017.

1. NOTICE OF MEETING

The advanced notice of our July 10, 2017 board meeting was published on June 22, 2017 in the Banner Press, Columbus Telegram, Fremont Tribune, Schuyler Sun and Wahoo Newspaper.

Chair Birkel informed those present that a copy of the "Open Meeting Act" is posted for public viewing.

Pledge of Allegiance

2. ROLL CALL - INTRODUCTIONS

DIRECTORS PRESENT AND CONSTITUTING A QUORUM:

Bailey	Clausen	Feala
Folsom	Gibney	Hannah
Hilger	Kavan	McDermott
Meduna (arrived 6:30)	Olson	Pollard
Ruzicka	Saalfeld	Sabatka
Sobota	Veskerna	Birkel

DIRECTORS ABSENT

Seier

STAFF AND GUESTS:

Miyoshi	Breunig	TePoel
Mountford	Andersen	Gottschalk

Legal Counsel Lausterer

Sign in sheet attached to original minutes.

3. APPROVAL OF AGENDA

4. COMMENTS - ADVISORS/GUESTS/DIRECTORS

a. Guest Comments

b. NRCS Report

Jeremiah Schutz was present to give the NRCS Report.

c. NARD Report

Hilger gave the NARD Report.

d. NRC Report

None

e. Managers Report

Manager Miyoshi reviewed his written report.

f. Education Program - None

5. APPROVAL OF MINUTES

Olson made the motion, seconded by McDermott, to approve the minutes from the June 12, 2017 Board Meeting. Motion carried on consent agenda.

6. REPORT OF STANDING COMMITTEES

A. EXECUTIVE COMMITTEE REPORT

1. UNFINISHED BUSINESS

- a. Off Site Table Concerns Near Sand Creek – Update Given**

- b. Ourada Lawsuit – This item will be taken at the end of the meeting**
 - 1. Lawsuit**

 - 2. Fish Count at NRD Reservoir**

 - 3. LARM Insurance Coverage**

2. Meetings

- a. Pending - None**

- b. Reports - None**

3. Management Items

- a. Director Absences - None**

- b. Monthly Education Program – None**

- c. Water Strategies**

Olson made the motion, seconded by McDermott, to approve the monthly bill from Water Strategies for \$4,800 and bill Papio and Lower Platte South NRD's for their share. Motion carried on consent agenda.

- d. NRD/NRCS Basin Meeting – Update Given**

- e. Washington DC Report – Update Given**

- f. NARD Board Minutes – Update Given**

- g. Nebraska State Auditor Request – Update Given**

- h. Credit Card Payments – Update Given**

4. Equipment

- a. Phone RFP**

Ruzicka made the motion, seconded by Sobota, to approve the new telephone proposal submitted from Diode Technologies at a cost of \$17,367.65. Motion carried all members present voting aye.

- b. Cellphone Booster – Update Given**

5. Personnel

a. General Manager Update – This Item will be taken at the end of the meeting.

6. Finance

a. Approval of Financial Reports

Saalfeld made the motion, seconded by Olson, to approve the May Financial Statements as distributed to all board members. Motion carried all members present voting aye.

1. Rural Water Write Off

Hannah made the motion, seconded by Veskerna, to write off the debt for Colon Rural Water customer Michelle Hendricks and to follow policy and assess a \$1,615 connection fee if this service is ever reinstated. Motion carried all members present voting aye.

b. Approval of Managers Expenses

Olson made the motion, seconded by McDermott, to approve Manager Miyoshi's time and expense sheets as attached to the Executive Committee Minutes. Motion carried on consent agenda.

c. Accounts over 90 Days – Update Given

d. Budget Workshop

Olson made the motion, seconded by McDermott, to set the Directors Budget Workshop for Wednesday, August 9th at 6:00 p.m. Motion carried on consent agenda.

e. Budget and Levy Hearings

Ruzicka made the motion, seconded by Sobota, to conduct the FY2018 Budget Hearing August 14 beginning at 5:00 p.m. conduct the Levy Hearing on September 11 beginning at 5:00 p.m. both at the LPNNRD District Office in Wahoo. Motion carried all members present voting aye.

Olson made the motion, seconded by McDermott, that the July LPNNRD Executive Committee Minutes be received and placed on file. Motion carried on consent agenda.

B. OPERATIONS, EDUCATION & RURAL WATER COMMITTEE REPORT

1. UNFINISHED BUSINESS

2. WILD NE/CREP REPORT – Update Given

3. OPERATION AND MAINTENANCE & OTHER ITEMS

a. Lake Wanahoo Lake Level – Update Given

b. Lake Wanahoo SRA – Update Given

c. Wanahoo & Czechland Haying

Pollard made the motion, seconded by McDermott, to accept the high bid of \$45.20 per ton from Dan Ourada, Prague for haying Czechland Lake and high bid of \$10.00 per ton from Meduna Family Farms for haying both Wanahoo Tracts. Motion carried all members present voting aye.

d. Fremont GI Study

Olson made the motion, seconded by Meduna, to make payment to the Corps of Engineers for \$50,000 as match for the Fremont GI Study and to invoice our partners for their share (\$25,000). Motion carried.

AYE: Bailey, Clausen, Feala, Folsom, Gibney, Hannah, Hilger, McDermott, Meduna, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Sobota, Veskerna, Birkel

NAY: Kavan

e. Rawhide Land Partnership Paul Gifford Box Culvert – Update Given

f. Czechland Lake Camping Revenue

g. Wanahoo Dirt/Sand Sales Update Given

h. O & M Budget – Update Given

4. ROCK AND JETTY – Update Given

5. EROSION & SEDIMENT RULES & REGULATIONS

6. INFORMATION & EDUCATION

a. Information

1. Radio and Web Ads – Update Given

2. County Fairs – Update Given

b. Education

1. June Education Programs – Update Given

2. FY2017 Education Programs – Update Given

c. Computer – None

7. RURAL WATER SYSTEMS

a. Colon – Update Given

b. Bruno – Update Given

c. Other – None

Olson made the motion, seconded by McDermott, that the June LPNNRD Operations, Education and Rural Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

C. WATER COMMITTEE REPORT

1. UNFINISHED BUSINESS

a. Aquifer Risk Map

2. REGULATORY

a. Items for Water Committee

b. Groundwater Management Area

1. Irrigated Acres for 2016 in the HCA And NHCA – None

- 2. Variance Requests in the Hydrological Connected Area – None**
- 3. Variance Requests in the Non-Hydrological Connected Area – None**
- 4. Variance Requests in the Restricted Development Areas – None**
- 5. Well Permit Program**
 - a. Well Permits Approved - Update Given**
 - b. Martin Erickson Well Permit Update**

Olson made the motion, seconded by McDermott, to amend the Martin Erickson variance that the Monitoring Well in the NW¼-NE¼-20-T14N-R7E needs to be installed before pumping of the irrigation well can commence. Motion carried on consent agenda.
- 6. Irrigation Runoff Complaint – None**
- 7. Well Interference Complaints – None**
- 8. Potential Violation of Expanded Irrigation – None**
- 9. Special Quantity Sub-Areas – Update Given**
- 10. Lower Platte River Basin Water Management Plan Coalition – Update Given**
- 11. Voluntary Integrated Water Management Plan – LENRD and LPNNRD**
- 12. Cost-Share Programs**
 - a. Irrigation Well Sample Kits – Update Given**
 - b. Nebraska Agricultural Water Management Network (NAWMN) - Update Given**
 - c. Flow Meter Maintenance Program**

Olson made the motion, seconded by McDermott, to pay the invoiced amount of \$1,654.02 from Tri City Meters for water meter replacement batteries and other flow meter parts. Motion carried all members present voting aye.
 - d. Flow Meter Cost Share in SQS #2**

Olson made the motion, seconded by McDermott, to (1) offer cost-share for flow meters to producers within 2 miles of the SQS #2 Boundary with-in LPNNRD and (2)to offer cost-share within the SQS #2 area to convert gallons reading registers to acre-inches. Cost-share rate 8 inch meters - \$770 and 6 inch meters - \$577. GWEL wells would have cost-share as follows: \$1,000 per 8 inch meters (\$770 from WSF and \$230 from LPNNRD = \$1,000) and at \$749 per 6 inch meters (\$577 from WSF and \$172 from LPNNRD = \$749). Cost-share for registers conversion will be \$225 with producer paying the labor and all other costs. Deadline for invoices will be by March 1. Motion carried on consent agenda.
- 1. Flow Meter Cost-Share Program - Update Given**

13. Flow Meter Update

Olson made the motion, seconded by McDermott, to add the McCrometer Dura Mag to the LPNNRD "Approved" Flow Meter List. Motion carried on consent agenda.

14. Bellwood Phase 2 Area – None

15. Richland - Schuyler Phase 2 Area– None

16. Richland - Schuyler Phase 3 Area – None

17. LPNNRD Operator Certification

18. Certifying Acres in Saunders and Dodge Counties – Update Given

c. Chemigation – Update Given

d. Livestock Waste Permits – None

e. Groundwater Rules and Regulations – Update Given

1. Advisory Board – Update Given

3. GROUND WATER PROGRAMS

a. Decommissioned Well Program

1. Well Estimates – None

2. Plugged Wells – None

b. LPNNRD Ground Water Studies

1. Elkhorn Loup Model (ELM) – Update Given

2. Eastern Nebraska Water Resources Assessment (ENWRA)

Bailey made the motion, seconded by McDermott, to approve for budgeting purposes \$100,000 in the GW Projects (AEM) Sinking Fund for the purpose that the WSF grant is approved in FY18. Motion carried all members present voting aye.

3. Platte and Elkhorn River Valley Integrated Water Monitoring – None

4. Lower Platte River Consortium – None

c. Ground Water Energy Levels – None

d. Ground Water Quality Sampling – None

e. Former Ordnance Plant Near Mead – Update Given

4. SURFACE WATER PROGRAMS

a. State Lakes – Update Given

5. OTHER

a. LPNNRD Water Program Budget FY17-18 – Update Given

b. Drought Map – Update Given

c. Comments from the Public – Update Given

Olson made the motion, seconded by McDermott, that the July LPNNRD Water Committee Minutes be received and placed on file. Motion carried on consent agenda.

D. PROJECTS COMMITTEE REPORT

1. UNFINISHED BUSINESS

2. SWCP REPORT

a. SWCP Application Approvals - None

1. Mike Chvatal Small Dam Approval

Olson made the motion, seconded by McDermott, to approve 75% assistance toward the Mike Chvatal Dam up to a maximum of \$32,819.06 total assistance (\$22,000 LPNNRD funds & \$10,819.06 Wahoo Creek grant funds). Motion carried on consent agenda.

b. SWCP Payments - None

c. SWCP Cancellations – None

d. Wahoo Creek Cost-Share Approvals - None

3. WATERSHEDS

a. Shell Creek Watershed

b. Wahoo Creek Watershed

4. LOWER PLATTE RIVER CORRIDOR ALLIANCE – Update Given

5. OTHER

a. Hazard Mitigation Plan Update

Saalfeld made the motion, seconded by Meduna, to apply for Hazard Mitigation funding from FEMA for 75% assistance on a \$200,000 effort for updating LPNNRD's Hazard Mitigation Plan (\$75,000) and for Flood Risk Reduction Plans for Fremont, Schuyler or other communities (\$125,000). Motion carried.

b. Shell Creek Landowner Levee Project – Update Given

c. Review of Projects Financial Statement – Update Given

6. Western Sarpy/Clear Creek Levee Report – Update Given

Olson made the motion, seconded by McDermott, that the July LPNNRD Projects Committee Minutes be received and placed on file. Motion carried on consent agenda.

7. ADDITIONAL ACTION ITEMS

a. Potential Purchase of Used Playground Equipment for Czechland Lake

Meduna made the motion, seconded by Hannah, to have staff contact LARM to make sure the used playground equipment in Prague would be insurable and meet ADA standards if placed at Czechland Lake, if insurable, then Chair Birkel is to appoint a committee that is authorized to bid on and purchase the used equipment at a reasonable price including the cost for moving and assembly. Motion carried. Directors Sabatka and Kavan were appointed to work with staff and attend the sale.

AYE: Bailey, Clausen, Feala, Folsom, Gibney, Hannah, Kavan, McDermott, Meduna, Olson, Pollard, Ruzicka, Saalfeld, Sabatka, Sobota, Veskerna, Birkel

NAY: Hilger

At this time item 6.A.5.a. was taken

General Manager Update

Meduna made the motion, seconded by Olson, to approve hiring Eric Gottschalk as LPNNRD General Manager with the following employment terms; 1.) Starting Salary \$90,000, 2.) Placement on Step 1, 3.) Starting Date – August 14, 2017, 4.) 6-Month Review, 5.) Standard LPNNRD Benefits Package. Motion carried all members present voting aye.

Items 6.A.1.b.1 – Ourada Lawsuit, 6.A.1.b.2 – Fish Count at NRD Reservoir and 6.A.1.b.3 – LARM Insurance Coverage were taken at this time

McDermott made the motion, seconded by Pollard, to go into Executive Session at 7:55 p.m. for the protection of public interest due to the potential for litigation and to authorize the following to stay: Legal Counsel Lausterer, Miyoshi, Mountford and Gottschalk. Motion carried all members present voting aye.

Hannah made the motion, seconded by Ruzicka, to go out of Executive Session at 8:33 p.m. Motion carried all members present voting aye.

Legal Counsel Lausterer made several comments concerning discussion during Executive Session.

7b. Advertising To Fill Staff Vacancy

Ruzicka made the motion, seconded by Hannah, to approve advertising to fill the staff position created by the promotion of Eric Gottschalk. Motion carried all members present voting aye.

8. BILLS TO BE APPROVED

Saalfeld made the motion, seconded by Meduna, that all bills be approved and warrants be drawn in payment of the same. Motion carried all member present voting aye.

9. CONSENT AGENDA ADOPTION

Olson made the motion, seconded by McDermott, to approve the July Consent Agenda. Motion carried all members present voting aye.

10. COMMENTS FROM DIRECTORS/GUESTS

11. MEETING ESTABLISHMENT AND ADJOURNMENT

The August Directors Meeting will be held on Monday, August 14, 2017, 6:00 p.m. Meeting adjourned at 8:38 p.m.

Discussion on all agenda items that have “Update Given” can be found in corresponding Committee Minutes.

The undersigned, the duly elected and acting Secretary of the Lower Platte North Natural Resources District (the "District"), hereby certifies that the foregoing is a true and correct copy of the minutes of the Meeting of the Board of Directors of the District held on July 10, 2017, that all of the matters and subjects discussed at the meeting were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the principal office of the District during normal business hours, and except for items of emergency nature, the agenda was not altered later than twenty-four (24) hours before the scheduled commencement of the meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the above minutes were in written form and available for public inspection within ten working days or prior to the next convened meeting, whichever occurred earlier; and, that reasonable efforts were made to provide all news media requesting notification of the meeting and of the time and place of said meeting and the subjects to be discussed at said meeting.

Bob Clausen, Secretary